

E-filed 6/13/06

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,) No. 06-00384 JF
Plaintiff,)
v.)
YUEQIANG CHEN,) STIPULATION AND [PROPOSED]
a/k/a Bill Chen,) ORDER EXCLUDING TIME
Defendant.) SAN JOSE VENUE

On June 8, 2006, the undersigned parties in the above-captioned case appeared before the Court for an arraignment. After the defendant was arraigned on an indictment and entered a plea of not guilty, Assistant United States Attorney Susan Knight explained to the Court that the government needed to provide discovery to Steven Manchester and requested an exclusion of time under the Speedy Trial Act. The defendant, through Mr. Manchester, agreed to an exclusion of time from June 8, 2006 until June 28, 2006. The parties agree and stipulate that an exclusion of time is appropriate based on the defendant's need for effective preparation of counsel and continuity of counsel.

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1 SO STIPULATED:

KEVIN V. RYAN
United States Attorney

3 DATED: _____

/s/
4 SUSAN KNIGHT
Assistant United States Attorney

5 DATED: _____

/s/
6 STEVEN R. MANCHESTER
Counsel for Mr. Chen

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8 Accordingly, the Court HEREBY ORDERS that time be excluded under the Speedy Trial Act
9 from June 8, 2006 until June 28, 2006. The Court finds, based on the aforementioned reasons,
10 that the ends of justice served by granting the requested continuance outweigh the best interest of
11 the public and the defendant in a speedy trial. The failure to grant the requested continuance
12 would deny defense counsel reasonable time necessary for effective preparation, taking into
13 account the exercise of due diligence, and would result in a miscarriage of justice. The Court
14 therefore concludes that this exclusion of time should be made under 18 U.S.C. §§ 3161(h)(8)(A)
15 and (B)(iv).

16 SO ORDERED.

17 DATED: 6/12/06



18 HOWARD R. LLOYD
United States Magistrate Judge
19 Jeremy Fogel